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## Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### N-ALKANOYLPHENYLALANINE DERIVATIVES

the specification of which

(check one)

is attached hereto.

was filed on August 21, 1998 as

Application Serial No. 09/138,353

and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)			Priority Claimed	
(Number)	(Country)	(Day/Month/Year Filed)	[ ] Yes	[ ] No
			[ ] Yes	[ ] No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

### Provisional Application(s)

<u>60/056,929</u> (Application No.)	<u>22 August 1997</u> (Filing Date)	and	<u>60/094,591</u> (Application No.)
			<u>29 July 1998</u> (Filing Date)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (*list name and registration number*)

**George W. Johnston (Reg. No. 28090)**  
**William H. Epstein (Reg. No. 20008)**  
**Dennis P. Tramaloni (Reg. No. 28542)**

**Patricia S. Rocha-Tramaloni(Reg. No. 31054)**  
**Bruce A. Pokras (Reg. No. 32748)**

Send Correspondence to:

George W. Johnston, Esq., Hoffmann-La Roche Inc., 340 Kingsland Street,

Nutley, New Jersey 07110-1199

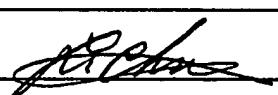
Direct Telephone Calls to: (name and telephone number)

Bruce A. Pokras (973) 235-5801

Full name of sole or first inventor

Li Chen

Inventor's signature



Date

10-30-98

Residence

6 Drummond Road, Westfield, Union County, New Jersey

Citizenship

The Peoples Republic of China

Post Office Address

6 Drummond Road, Westfield, New Jersey 07090

(Supply similar information and signature for second and subsequent joint inventors.)

Full name of second joint inventor, if any

Robert William Guthrie

Second Inventor's signature

*Robert William Guthrie*

Date

10/30/98

Residence

102 Alberta Drive, Saddle Brook, Bergen County, New Jersey

Citizenship

United States

Post Office Address

102 Alberta Drive, Saddle Brook, New Jersey 07663

Full name of third joint inventor, if any

Tai-Nang Huang

Third Inventor's signature

*Tai-Nang Huang*

Date

10/7/98

Residence

67 Sherburne Road South, Lexington, Middlesex County, Massachusetts

Citizenship

United States

Post Office Address

67 Sherburne Road South, Lexington, Mass. 02173

Full name of fourth joint inventor, if any

Achytharao Sidduri

Fourth Inventor's signature

*Achytharao Sidduri*

Date

10/30/98

Residence

22 Washington Court, Livingston, Essex County, New Jersey

Citizenship

India

Post Office Address

22 Washington Court, Livingston, New Jersey 07039

Full name of fifth joint inventor, if any

Jefferson Wright Tilley

Fifth Inventor's signature

*Jefferson Wright Tilley*

Date

10/30/98

Residence

19 Evergreen Drive, North Caldwell, Essex County, New Jersey

Citizenship

United States

Post Office Address

19 Evergreen Drive, North Caldwell, New Jersey 07006

Full name of sixth joint inventor, if an

Kenneth Gregory Hull

Fifth Inventor's signature

Kenneth G. Hull

Date

10/22/98

Residence

41 Hawthorn Street, Cambridge, Middlesex County, Massachusetts

Citizenship

United States

Post Office Address

41 Hawthorn Street, Unit # 22, Cambridge, MA 02138

Title 37, Code of Federal Regulations, §1.56, duty to disclose information material to patentability (in part) provides, in part, that each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned.

Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

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